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PTO/SB/31 (02-01)  
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Tan

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>	Docket Number (Optional) P5078 (P5079)
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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as Express Mail No. EV544474737US in an envelope addressed to "Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450" on 4/25/06

Signature: Kent A. Lembke

Typed/printed name Kent A. Lembke

In re Application of: Mark A. Kampe, et al.  
Application Number: 09/846,380  
Filed: May 2, 2001  
For: **METHOD AND SYSTEM FOR MANAGING HIGH-AVAILABILITY-AWARE COMPONENTS IN A NETWORKED COMPUTER SYSTEM**  
Group Art Unit: 2157  
Examiner: Hussein A. EL CHANTI

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

- The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 500.00.
- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_.
- ☒ A check in the amount of the fee is enclosed.
- ☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- ☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 50-1123. I have enclosed a duplicate copy of this sheet.
- ☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

- I am the
- ☐ applicant/inventor.
- ☐ assignee of record of the entire interest. See 37 CFR 3.71. Statement Under 37 CFR 3.73(b) is enclosed.
- ☐ attorney or agent of record.
- ☒ attorney or agent acting under 37 CFR 1.34(a).  
registration number if acting under 37 CFR 1.34(a) 44,866

Kent A. Lembke  
Signature

Kent A. Lembke  
Typed or printed name

4/25/06  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. 09/846,380	Art Unit: 2157
Application of: Mark A. Kampe, et al.	Confirmation No.: 4069
Filed: May 2, 2001	Customer No.: <b>30429</b>
Examiner: Hussein A. EL CHANTI	
Attorney Docket No. P5078 (P5079)	
For: METHOD AND SYSTEM FOR MANAGING HIGH-AVAILABILITY-AWARE COMPONENTS IN A NETWORKED COMPUTER SYSTEM	

CERTIFICATE OF MAILING BY EXPRESS MAIL

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The undersigned hereby certifies that the following documents:

- Notice of Appeal;
- Check in the amount of \$500.00;
- Certificate of Mailing by Express Mail; and
- Return Receipt Postcard

relating to the above application, were deposited as "Express Mail", Mailing Label No. EV544474737US with the United States Postal Service, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Date

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